UNPUBLISHED

UNITED STATES COURT OF APPEALS FOR THE FOURTH CIRCUIT

No. 03-1467

JOE L. WITHERSPOON, Personal Representative of the Estate of Marie B. Robinson,

Plaintiff - Appellant,

versus

JEFFORDS AGENCY, INCORPORATED; ALLSTATE INSURANCE COMPANY,

Defendants - Appellees.

Appeal from the United States District Court for the District of South Carolina, at Florence. C. Weston Houck, Senior District Judge. (CA-02-1831-4-12BH)

Submitted: January 5, 2005 Decided: February 18, 2005

Before WILKINSON, TRAXLER, and GREGORY, Circuit Judges.

Affirmed by unpublished per curiam opinion.

Joe L. Witherspoon, Appellant Pro Se. Jon René Josey, TURNER, PADGETT, GRAHAM & LANEY, PA, Florence, South Carolina, for Appellees.

Unpublished opinions are not binding precedent in this circuit. See Local Rule 36(c).

PER CURIAM:

Joe L. Witherspoon, as personal representative of the Estate of Marie B. Robinson, appeals the district court's order dismissing Witherspoon's civil action without prejudice for failure to comply with the magistrate judge's order to retain counsel. We have reviewed the record as supplemented and find no reversible error. Accordingly, we affirm for the reasons stated by the district court. See Witherspoon v. Jeffords Agency, Inc., No. CA-02-1831-4-12BH (D.S.C. Mar. 31, 2003); see also Shepherd v. Wellman, 313 F.3d 963, 970-71 (6th Cir. 2002); Pridgen v. Andresen, 113 F.3d 391, 393 (2d Cir. 1997). We dispense with oral argument because the facts and legal contentions are adequately presented in the materials before the court and argument would not aid the decisional process.

<u> AFFIRMED</u>